

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

**KATHY COPES**

**Plaintiff,**

**v.**

**NANCY A. BERRYHILL, ACTING  
COMMISSIONER OF SOCIAL SECURITY  
Defendant.**

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**CIVIL ACTION NO. 16-5735**

**ORDER**

**AND NOW**, this 1st day of April 2019, upon careful and independent consideration of Plaintiff's Request for Review [Doc. No. 9], the response and reply thereto, the administrative record, and the Report and Recommendation ("R&R") of United States Magistrate Judge David R. Strawbridge [Doc. No. 16], and the objections and responses thereto, and for the reasons set forth in the accompanying memorandum opinion, it is hereby **ORDERED** that:

1. The Clerk is directed to **REMOVE** the case from Civil Suspense;
2. The Objections to the R&R are **SUSTAINED in part** and the R&R is **NOT APPROVED**; and
3. Plaintiff's request for remand is **GRANTED**, and this matter is **REMANDED** to the Commissioner pursuant to the fourth sentence of 42 U.S.C. § 405(g) for further proceedings.

It is so **ORDERED**.

**BY THE COURT:**

/s/ Cynthia M. Rufe

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**CYNTHIA M. RUFE, J.**